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ATTENTION OF U.S. Patent and Trademark Office/MAIL STOP AMENDMENT

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David J. Rikkers FROM

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слин # 21548/0005/958(

MESSAGE.

U.S. Serial No. 10/772,073

Applicant: Reynolds E. Mouiton, III

Attached please find an Information Disclosure Statement (3 pages) in the above-referenced matter for filing with the U.S. Patent and Trademark Office. Please contact David J. Rikkers at (617) 856-8382 with any questions.

Thank you.

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Docket No. 21548/5 (DGP-005)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Reynolds E. Moulton, III

Conf. No.:

4526

Application No.:

10/772,073

Group Art Unit:

3643

Filed:

February 4, 2004

Examiner:

Not yet Assigned

For:

SELF-PROPELLED PET TOY

INFORMATION DISCLOSURE STATEMENT

CERTIFICATE OF FACSIMILE

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being Facsimile transmitted to: 1-703-872-9306, MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandrid VA 22313-1459 on:

Ву: ________

December 10, 2004

Date

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant and his Attorneys are aware of the following publications and information, listed on the attached PTO Form 1449, and in accordance with 37 CFR §§1.97, hereby submit these publications for the Examiner's consideration. Copies of the cited U.S. patents are not enclosed, in accordance with 37 CFR § 1.98 (a)(2).

Application No. 10/772,073 Filed: February 4, 2004 Group Art Unit: 3643

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicant understands that the Examiner will make an independent evaluation of the cited publication.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) (3) before the mailing date of a first Action on the merits, and no fee is believed due. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Account No. 50-0369.

If there are any charges or any credits, please apply them to Deposit Account No. 50-0369.

Date: December 10, 2004

Respectfully submitted,

David J. Rikkers, Esq. Registration No. 43,882 Customer No. 21710

Brown Rudnick Berlack Israels LLP

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FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT			ATTY DOCKET NO. 21548/5	SERJAL NO. 10/772,073		
•			APPLICANT(S): Moulton			
			FILING DATE: February 4, 2004	ART UNIT: 3643		
	U	NITED STAT	ES PATENT DOCUMENTS			<u>. </u>
EXAM. NITIAL	DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
	3,961,440	06/08/76	S. Saito	46	206	
	3,981,098	09/21/76	H. Darda	46	206	
	4,077,156	03/07/78	K. Asano	46	206	
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		<u> </u>			<u> </u>	<u> </u>
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
		_ , _				
	OTHER DOCUMENTS (INCLUDING	AUTHOR, TITLE, DATE, PERTIN	ENT PAGES,	ETC.)	
Examiner:			Date:			